

U.S. District Court
District of South Dakota (Southern Division)
CRIMINAL DOCKET FOR CASE #: 4:17-cr-40088-KES All Defendants

Case title: USA v. Bruguier

Date Filed: 10/11/2017

Date Terminated: 02/15/2019

Assigned to: U.S. District Judge
Karen E. Schreier
Referred to: US Magistrate Judge
Veronica L. Duffy

Appeals court case number:
19-1375 8th Circuit

Defendant (1)

Quentin Peter Bruguier, Jr.

TERMINATED: 02/15/2019

also known as

"JB"

TERMINATED: 02/15/2019

represented by **Quentin Peter Bruguier, Jr.**

07587-073

USP-TUCSON

United States Penitentiary

PO Box 24550

Tucson, AZ 85734

PRO SE

Douglas W. Thesenvitz

Thompson Law, PC

5027 South Western Avenue

Sioux Falls, SD 57108

(605) 362-9100

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TERMINATED: 04/23/2018

Designation: CJA Appointment

Melissa A. Fiksdal

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TERMINATED: 02/12/2021

Designation: CJA Appointment

Pending Counts

18 U.S.C. §§ 1153, 2242(1) and
2246(2); SEXUAL ABUSE

Disposition

life imprisonment on each count in counts 1ss-8ss
and 12ss-15ss, 120 months imprisonment on each

(1ss–4ss)

18 U.S.C. §§ 1153, 2241(c), and
2246(2); AGGRAVATED
SEXUAL ABUSE OF A CHILD
(5ss)

18 U.S.C. §§ 1153, 2241(c), and
2245(2); AGGRAVATED
SEXUAL ABUSE OF A CHILD
(6ss–8ss)

18 U.S.C. §§ 1153, 2244(a)(1),
and 2245(3); ABUSIVE SEXUAL
CONTACT
(9ss–11ss)

18 U.S.C. §§ 1153, 2244(a)(1) and
2245(3) ABUSIVE SEXUAL
CONTACT
(11s–14s)

18 U.S.C. §§ 1153, 2241(c), and
2246(2); AGGRAVATED
SEXUAL ABUSE OF A CHILD
(12ss–15ss)

count in counts 9ss–11ss, all terms of imprisonment
to run concurrently; 10 years supervised release on
each count in counts 1ss–8ss and 12ss–15ss, 3 years
supervised release on each count for counts
9ss–11ss all terms of release to run concurrently;
\$100 special assessment for each count for a total of
\$1,500; fine is waived; \$5,000 JVT fine is waived.

life imprisonment on each count in counts 1ss–8ss
and 12ss–15ss, 120 months imprisonment on each
count in counts 9ss–11ss, all terms of imprisonment
to run concurrently; 10 years supervised release on
each count in counts 1ss–8ss and 12ss–15ss, 3 years
supervised release on each count for counts
9ss–11ss all terms of release to run concurrently;
\$100 special assessment for each count for a total of
\$1,500; fine is waived; \$5,000 JVT fine is waived.

life imprisonment on each count in counts 1ss–8ss
and 12ss–15ss, 120 months imprisonment on each
count in counts 9ss–11ss, all terms of imprisonment
to run concurrently; 10 years supervised release on
each count in counts 1ss–8ss and 12ss–15ss, 3 years
supervised release on each count for counts
9ss–11ss all terms of release to run concurrently;
\$100 special assessment for each count for a total of
\$1,500; fine is waived; \$5,000 JVT fine is waived.

life imprisonment on each count in counts 1ss–8ss
and 12ss–15ss, 120 months imprisonment on each
count in counts 9ss–11ss, all terms of imprisonment
to run concurrently; 10 years supervised release on
each count in counts 1ss–8ss and 12ss–15ss, 3 years
supervised release on each count for counts
9ss–11ss all terms of release to run concurrently;
\$100 special assessment for each count for a total of
\$1,500; fine is waived; \$5,000 JVT fine is waived.

Superseded

life imprisonment on each count in counts 1ss–8ss
and 12ss–15ss, 120 months imprisonment on each
count in counts 9ss–11ss, all terms of imprisonment
to run concurrently; 10 years supervised release on
each count in counts 1ss–8ss and 12ss–15ss, 3 years
supervised release on each count for counts
9ss–11ss all terms of release to run concurrently;
\$100 special assessment for each count for a total of
\$1,500; fine is waived; \$5,000 JVT fine is waived.

Highest Offense Level (Opening)

Felony

Terminated Counts

Disposition

18 U.S.C. §§ 1153, 2242(1), and
2246(2)(D) SEXUAL ABUSE
(1)

Superseded

18 U.S.C. §§ 1153, 2242(1) and
2246(2)(D) SEXUAL ABUSE
(1s)

Superseded

18 U.S.C. §§ 1153, 2242(1), and
2246(2)(A) SEXUAL ABUSE
(2–4)

Superseded

18 U.S.C. §§ 1153, 2242(1) and
2246(2)(A) SEXUAL ABUSE
(2s–4s)

Superseded

18 U.S.C. §§ 1153, 2241(c), and
2246(2)(A) AGGRAVATED
SEXUAL ABUSE OF A CHILD
UNDER TWELVE YEARS
(5)

Superseded

18 U.S.C. §§ 1153, 2241(c) and
2246(2)(A) AGGRAVATED
SEXUAL ABUSE OF A CHILD
UNDER TWELVE YEARS
(5s)

Superseded

18 U.S.C. §§ 1153, 2241(c), and
2245(2)(A),(B), and (C)
AGGRAVATED SEXUAL
ABUSE OF A CHILD UNDER
TWELVE YEARS
(6–10)

Superseded

18 U.S.C. §§ 1153, 2241(c) and
2245(2)(A), (B) AND (C)
AGGRAVATED SEXUAL
ABUSE OF A CHILD UNDER
TWELVE YEARS
(6s–10s)

Superseded

18 U.S.C. §§ 1153, 2244(a)(1),
and 2245(3) ABUSIVE SEXUAL
CONTACT
(11–14)

Superseded

18 U.S.C. §§ 1153, 2241(c) and
2246(2)(C) and (D)
AGGRAVATED SEXUAL
ABUSE OF A CHILD UNDER
TWELVE YEARS
(15s–18s)

Superseded

Highest Offense Level
(Terminated)

Felony

Complaints

None

Disposition

Plaintiff

USA

represented by **Jeremy R. Jehangiri**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Designation: Assistant US Attorney

Date Filed	#	Page	Docket Text
10/11/2017			NOTICE REGARDING COOPERATOR INFORMATION: All plea agreements and sentencing memoranda contain a sealed supplement which includes either a statement there was cooperation or a statement there was no cooperation. Therefore, it is not possible to determine from examination of docket entries whether a defendant did or did not cooperate with the government. (JLS) (Entered: 10/11/2017)
10/11/2017	<u>1</u>		SEALED INDICTMENT as to Quentin Peter Bruguier, Jr (1) count(s) 1, 2-4, 5, 6-10, 11-14. (JLS) (Entered: 10/11/2017)
10/11/2017	<u>2</u>		REDACTED INDICTMENT as to Quentin Peter Bruguier, Jr. Name of jury foreperson redacted. Personal data identifiers redacted.(JLS) (Entered: 10/11/2017)
10/11/2017	<u>3</u>		Defendant's Copy of Indictment as to Quentin Peter Bruguier, Jr. Includes names of minor victims. Excludes name of jury foreperson. (JLS) (Entered: 10/11/2017)
10/11/2017	<u>5</u>		Warrant Issued as ordered by US Magistrate Judge Veronica L. Duffy as to Quentin Peter Bruguier, Jr. Original warrant and copy of <u>3</u> delivered via hand-delivery to USMS. (JLS) (Entered: 10/11/2017)
10/19/2017			Case unsealed as to Quentin Peter Bruguier, Jr. (SLW) (Entered: 10/19/2017)
10/19/2017			Arrest of Quentin Peter Bruguier, Jr. (SLW) (Entered: 10/19/2017)
10/19/2017			Attorney update in case as to Quentin Peter Bruguier, Jr. Attorney Douglas W. Thesenvitz for Quentin Peter Bruguier, Jr added. (CG) (Entered: 10/19/2017)

10/19/2017			Set Hearing as to Quentin Peter Bruguier, Jr: Initial Appearance set for 10/19/2017 at 3:00 PM in Sioux Falls Courtroom 3 – Room 117* before US Magistrate Judge Veronica L. Duffy.(CG) (Entered: 10/19/2017)
10/19/2017	<u>8</u>		Final BAIL Report as to Quentin Peter Bruguier, Jr. In a multi–defendant case, access to this document is restricted to counsel of record for the defendant and government counsel. (Theisen, Eric) (Entered: 10/19/2017)
10/19/2017	<u>9</u>		Minute Entry for proceedings held before US Magistrate Judge Veronica L. Duffy: Initial Appearance as to Quentin Peter Bruguier, Jr held on 10/19/2017, Arraignment as to Quentin Peter Bruguier Jr. (1) Count 1,2–4,5,6–10,11–14 held on 10/19/2017 Plea Entered: NOT GUILTY, Detention Hearing as to Quentin Peter Bruguier, Jr held on 10/19/2017. (Court Reporter FTR #3) (JLS) (Entered: 10/19/2017)
10/19/2017	<u>10</u>		CJA 23 Financial Affidavit signed by Quentin Peter Bruguier, Jr. (JLS) (Entered: 10/19/2017)
10/19/2017	11		ORAL ORDER APPOINTING CJA Attorney Douglas W. Thesenvitz as to Quentin Peter Bruguier, Jr. Signed by US Magistrate Judge Veronica L. Duffy on 10/19/2017. (JLS) (Entered: 10/19/2017)
10/19/2017	<u>12</u>		ORDER OF DETENTION as to Quentin Peter Bruguier, Jr. Signed by US Magistrate Judge Veronica L. Duffy on 10/19/2017. (JLS) (Entered: 10/19/2017)
10/20/2017	<u>13</u>		SCHEDULING AND CASE MANAGEMENT ORDER as to Quentin Peter Bruguier, Jr.: Suppression Voluntariness Motion due by 11/7/2017. Motions due by 12/12/2017. Plea Agreement due by 12/12/2017. Jury Trial set for 12/26/2017 at 09:00 AM in Sioux Falls Courtroom 2* before U.S. District Judge Karen E. Schreier. Signed by U.S. District Judge Karen E. Schreier on 10/20/17. (DJP) (Entered: 10/20/2017)
10/20/2017	<u>14</u>		Warrant Returned Executed on 10/19/17 in case as to Quentin Peter Bruguier, Jr. (DJP) (Entered: 10/21/2017)
10/27/2017	<u>15</u>		First MOTION to Modify Conditions of Release by Quentin Peter Bruguier, Jr. (Attachments: # <u>1</u> Attachment Pretrial Services Report) (Thesenvitz, Douglas) Modified on 10/30/2017 to restrict access to attachment (KLK). (Entered: 10/27/2017)
10/27/2017	<u>21</u>		First Addendum re <u>8</u> Final Bail Report as to Quentin Peter Bruguier, Jr. In a multi–defendant case, access to this document is restricted to counsel of record for the defendant and government counsel. (Dumdei, Sheila) (Entered: 11/20/2017)
10/30/2017			Set Hearing as to Quentin Peter Bruguier, Jr: Bond/Detention Hearing set for 10/31/2017 at 2:30 PM in Sioux Falls Courtroom 3 – Room 117* before US Magistrate Judge Veronica L. Duffy. (CG) (Entered: 10/30/2017)
10/31/2017	<u>16</u>		MOTION for Discovery <i>Stipulation</i> by USA as to Quentin Peter Bruguier, Jr. (Jehangiri, Jeremy) (Entered: 10/31/2017)
10/31/2017	17		TEXT ORDER granting <u>16</u> Motion regarding handling and disposition of discovery materials as to Quentin Peter Bruguier Jr. and entering order as proposed by counsel. Signed by US Magistrate Judge Veronica L. Duffy on

		10/31/2017. (CG) (Entered: 10/31/2017)
10/31/2017	<u>18</u>	TEXT ORDER granting <u>15</u> Motion for Pretrial Release as to Quentin Peter Bruguier Jr. (1). Signed by US Magistrate Judge Veronica L. Duffy on 10/31/2017. (CG) (Entered: 10/31/2017)
10/31/2017	<u>19</u>	Minute Entry for proceedings held before US Magistrate Judge Veronica L. Duffy: Bond Hearing as to Quentin Peter Bruguier, Jr held on 10/31/2017. (Court Reporter FTR #3) (JLS) (Entered: 10/31/2017)
10/31/2017	<u>20</u>	ORDER Setting Conditions of Release as to Quentin Peter Bruguier, Jr. Signed by US Magistrate Judge Veronica L. Duffy on 10/31/2017. (JLS) (Entered: 10/31/2017)
12/05/2017	<u>22</u>	First MOTION for Continuance pursuant to 18:3161 by Quentin Peter Bruguier, Jr. (Thesenvitz, Douglas) (Entered: 12/05/2017)
12/06/2017	<u>23</u>	Informed CONSENT and WAIVER of Speedy Trial signed by Quentin Peter Bruguier, Jr. (Thesenvitz, Douglas) Modified on 12/6/2017 to add text(KLK). (Entered: 12/06/2017)
12/06/2017	<u>24</u>	ORDER granting <u>22</u> Motion for Continuance pursuant to 18:3161 as to Quentin Peter Bruguier Jr. (1): Suppression Voluntariness Motion due by 2/6/2018. Motions due by 3/13/2018. Plea Agreement due by 3/13/2018. Jury Trial set for 3/27/2018 at 09:00 AM in Sioux Falls Courtroom 2* before U.S. District Judge Karen E. Schreier. Signed by U.S. District Judge Karen E. Schreier on 12/6/17. (DJP) (Entered: 12/06/2017)
02/28/2018	<u>25</u>	(FILED IN ERROR) Second MOTION for Continuance pursuant to 18:3161 by Quentin Peter Bruguier, Jr. (Attachments: # <u>1</u> Attachment Affidavit of Doug Thesenvitz) (Thesenvitz, Douglas) Modified on 3/1/2018 to terminate motion and to add text (KLK). (Entered: 02/28/2018)
03/01/2018	<u>26</u>	Second MOTION for Continuance pursuant to 18:3161 by Quentin Peter Bruguier, Jr. (Thesenvitz, Douglas) (Entered: 03/01/2018)
03/01/2018	<u>27</u>	AFFIDAVIT in Support by Quentin Peter Bruguier, Jr re <u>26</u> Second MOTION for Continuance pursuant to 18:3161 (Thesenvitz, Douglas) (Entered: 03/01/2018)
03/01/2018	<u>28</u>	ORDER granting <u>26</u> Motion for Continuance pursuant to 18:3161 as to Quentin Peter Bruguier Jr. (1): Suppression Voluntariness Motion due by 4/17/2018. Motions due by 5/22/2018. Plea Agreement due by 5/22/2018. Jury Trial set for 6/5/2018 at 09:00 AM in Sioux Falls Courtroom 2* before U.S. District Judge Karen E. Schreier.. Signed by U.S. District Judge Karen E. Schreier on 3/1/18. (DJP) (Entered: 03/01/2018)
03/01/2018		NOTICE of Filing Error: <u>25</u> Motion for Continuance pursuant to 18:3161, was filed in error and should be disregarded. (Thesenvitz, Douglas) (Entered: 03/01/2018)
03/05/2018	<u>29</u>	Informed CONSENT to Continuance signed by Quentin Peter Bruguier, Jr. (Thesenvitz, Douglas) (Entered: 03/05/2018)
04/20/2018	<u>30</u>	First MOTION to Withdraw as Attorney re Doug Thesenvitz by Quentin Peter Bruguier, Jr. (Attachments: # <u>1</u> Attachment Attorney Statement) (Thesenvitz,

		Douglas) (Entered: 04/20/2018)
04/23/2018	<u>31</u>	ORDER granting <u>30</u> Motion to Withdraw as Attorney. Added attorney Melissa A. Fiksdal for Quentin Peter Bruguier, Jr. Attorney Douglas W. Thesenvitz terminated in case as to Quentin Peter Bruguier Jr. (1). Signed by US Magistrate Judge Veronica L. Duffy on 4/23/2018. (CG) (Entered: 04/23/2018)
04/30/2018	<u>32</u>	REQUEST for 404(b) by Quentin Peter Bruguier, Jr . (Fiksdal, Melissa) (Entered: 04/30/2018)
04/30/2018	<u>33</u>	REQUEST for Notice Pursuant to Fed. R. Evid 609(b) by Quentin Peter Bruguier, Jr . (Fiksdal, Melissa) (Entered: 04/30/2018)
05/15/2018	<u>34</u>	Third MOTION for Continuance pursuant to 18:3161 by Quentin Peter Bruguier, Jr. (Attachments: # <u>1</u> Attachment Consent to Continuance) (Fiksdal, Melissa) (Entered: 05/15/2018)
05/16/2018	<u>35</u>	ORDER granting <u>34</u> Motion for Continuance pursuant to 18:3161 as to Quentin Peter Bruguier Jr. (1) Suppression Voluntariness Motion due by 7/17/2018. Motions due by 8/21/2018. Plea Agreement due by 8/21/2018. Jury Trial set for 9/4/2018 at 09:00 AM in Sioux Falls Courtroom 2* before U.S. District Judge Karen E. Schreier. Signed by U.S. District Judge Karen E. Schreier on 5/16/18. (SLW) (Entered: 05/16/2018)
05/18/2018	<u>36</u>	MOTION for Discovery <i>Stipulation</i> by USA as to Quentin Peter Bruguier, Jr. (Jehangiri, Jeremy) (Entered: 05/18/2018)
05/18/2018	37	TEXT ORDER granting <u>36</u> Motion regarding handling and disposition of discovery materials as to Quentin Peter Bruguier Jr. and entering order as proposed by counsel. Signed by US Magistrate Judge Veronica L. Duffy on 5/18/2018. (CG) (Entered: 05/18/2018)
07/20/2018	<u>39</u>	SEALED MOTION to seal Government's Response to Defendant's Request for Records by USA as to Quentin Peter Bruguier, Jr. (DJP) (Entered: 07/20/2018)
07/20/2018	<u>40</u>	SEALED ORDER granting <u>39</u> SEALED MOTION to seal document filed by USA. Signed by U.S. District Judge Karen E. Schreier on 7/20/18. (DJP) (Entered: 07/20/2018)
07/20/2018	<u>41</u>	SEALED Document (Government's Response) to <u>38</u> First MOTION to Produce <i>Records for In-Camera Review</i> as to Quentin Peter Bruguier, Jr. (DJP) (Entered: 07/20/2018)
07/25/2018		NOTICE of Filing Error: <u>38</u> Motion to Produce was filed in error and should be disregarded. (Fiksdal, Melissa) (Entered: 07/25/2018)
08/07/2018	<u>42</u>	SEALED SUPERSEDING INDICTMENT as to Quentin Peter Bruguier, Jr (1) count(s) 1s, 2s-4s, 5s, 6s-10s, 11s-14s, 15s-18s. (DJP) (Entered: 08/07/2018)
08/07/2018	<u>43</u>	REDACTED Indictment as to Quentin Peter Bruguier, Jr. Name of jury foreperson redacted. Personal data identifiers redacted.(DJP) (Entered: 08/07/2018)
08/07/2018	<u>44</u>	

		Defendant's Copy of Superseding Indictment as to Quentin Peter Bruguier, Jr. Includes names of minor victims. Excludes name of jury foreperson. (DJP) (Entered: 08/07/2018)
08/13/2018		Set Hearing as to Quentin Peter Bruguier, Jr: Initial Appearance on Superseding Indictment set for 8/21/2018 at 9:00 AM in Sioux Falls Courtroom 3 – Room 117* before US Magistrate Judge Veronica L. Duffy. (CG) (Entered: 08/13/2018)
08/16/2018	<u>47</u>	First Addendum re <u>8</u> Final Bail Report as to Quentin Peter Bruguier, Jr. In a multi-defendant case, access to this document is restricted to counsel of record for the defendant and government counsel. (Dumdei, Sheila) (Entered: 08/16/2018)
08/20/2018	<u>48</u>	Fourth MOTION for Continuance pursuant to 18:3161 by Quentin Peter Bruguier, Jr. (Fiksdal, Melissa) (Entered: 08/20/2018)
08/20/2018	<u>49</u>	ORDER granting <u>48</u> Motion for Continuance pursuant to 18:3161 as to Quentin Peter Bruguier Jr. (1): Suppression Voluntariness Motion due by 9/18/2018. Motions due by 10/23/2018. Plea Agreement due by 10/23/2018. Jury Trial set for 11/6/2018 at 09:00 AM in Sioux Falls Courtroom 2* before U.S. District Judge Karen E. Schreier. Signed by U.S. District Judge Karen E. Schreier on 8/20/2018. (DJP) (Entered: 08/20/2018)
08/21/2018		Arrest of Quentin Peter Bruguier, Jr. (SLW) (Entered: 08/21/2018)
08/21/2018	<u>50</u>	Minute Entry for proceedings held before US Magistrate Judge Veronica L. Duffy: Initial Appearance as to Quentin Peter Bruguier, Jr held on 8/21/2018, Arraignment as to Quentin Peter Bruguier Jr. (1) Count 1s,2s-4s,5s,6s-10s,11s-14s,15s-18s held on 8/21/2018 Plea Entered: not guilty, Detention Hearing as to Quentin Peter Bruguier, Jr held on 8/21/2018. (Court Reporter: FTR) (SLW) (Entered: 08/21/2018)
08/21/2018	<u>51</u>	Warrant Returned Executed on 8/21/18 in case as to Quentin Peter Bruguier, Jr. (JLS) (Entered: 08/21/2018)
08/22/2018	<u>52</u>	CONSENT to Continuance signed by Quentin Peter Bruguier, Jr . (Fiksdal, Melissa) (Entered: 08/22/2018)
10/04/2018	<u>70</u>	Certificate of Service by Quentin Peter Bruguier, Jr (Fiksdal, Melissa) (Entered: 10/04/2018)
10/23/2018	<u>74</u>	Fifth MOTION for Continuance pursuant to 18:3161 by Quentin Peter Bruguier, Jr. (Fiksdal, Melissa) (Entered: 10/23/2018)
10/23/2018	<u>75</u>	CONSENT to Continuance signed by Quentin Peter Bruguier, Jr . (Fiksdal, Melissa) (Entered: 10/23/2018)
10/23/2018	<u>77</u>	ORDER denying <u>74</u> Motion for Continuance pursuant to 18:3161 as to Quentin Peter Bruguier Jr. (1). Signed by U.S. District Judge Karen E. Schreier on 10/23/18. (DJP) (Entered: 10/23/2018)
10/23/2018	<u>78</u>	NOTICE to Offer Evidence Pursuant to Federal Rule of Evidence 413 by USA as to Quentin Peter Bruguier, Jr (Jehangiri, Jeremy) (Entered: 10/23/2018)
10/24/2018	<u>79</u>	MOTION to Seal Document. (Attachments: # <u>1</u> Proposed Order, # <u>2</u> Proposed Sealed Notice) (SLW) (Entered: 10/24/2018)

10/25/2018	<u>82</u>		NOTICE <i>For Hearing Regarding Pretrial Production of Evidence</i> by Quentin Peter Bruguier, Jr (Attachments: # <u>1</u> Attachment)(Fiksdal, Melissa) Modified to seal per chambers on 10/25/2018 (SLW). (Entered: 10/25/2018)
10/25/2018	<u>83</u>		NOTICE <i>For Hearing Regarding Pretrial Production of Evidence</i> by Quentin Peter Bruguier, Jr (Attachments: # <u>1</u> Attachment)(Fiksdal, Melissa) Modified to seal per chambers on 10/25/2018 (SLW). (Entered: 10/25/2018)
10/25/2018	<u>84</u>		ORDER granting <u>79</u> Motion to Seal Document as to Quentin Peter Bruguier Jr. (1). Signed by U.S. District Judge Karen E. Schreier on 10/25/2018. (KLE) (Entered: 10/25/2018)
10/25/2018	<u>85</u>		SEALED Notice as to Quentin Peter Bruguier, Jr. (KLE) (Entered: 10/25/2018)
10/25/2018	<u>86</u>		First MOTION for Reconsideration of <i>Request for Continuance (5) and New Scheduling and Case Management Order</i> by Quentin Peter Bruguier, Jr. (Fiksdal, Melissa) (Entered: 10/25/2018)
10/25/2018	<u>87</u>		SCHEDULING ORDER as to Quentin Peter Bruguier, Jr. Motion Hearing set for 10/26/2018 at 02:00 PM in Sioux Falls Courtroom 2* before U.S. District Judge Karen E. Schreier. Signed by U.S. District Judge Karen E. Schreier on 10/25/2018. (KLE) (Entered: 10/25/2018)
10/26/2018	<u>91</u>		Minute Entry for proceedings held before U.S. District Judge Karen E. Schreier: Motion Hearing as to Quentin Peter Bruguier, Jr held on 10/26/2018 re <u>86</u> First MOTION for Reconsideration of <i>Request for Continuance (5) and New Scheduling and Case Management Order</i> filed by Quentin Peter Bruguier, Jr.. (Court Reporter: FTR) (SLW) (Entered: 10/26/2018)
10/26/2018	<u>94</u>		ORDER granting <u>86</u> Motion for Continuance pursuant to 18:3161 as to Quentin Peter Bruguier Jr. (1) Motions due by 10/30/2018. Plea Agreement due by 10/30/2018. Jury Trial set for 11/13/2018 at 09:00 AM in Sioux Falls Courtroom 2* before U.S. District Judge Karen E. Schreier. Signed by U.S. District Judge Karen E. Schreier on 10/26/18. (SLW) (Entered: 10/26/2018)
10/26/2018	95		TEXT SCHEDULING ORDER as to Quentin Peter Bruguier, Jr Pretrial Conference set for 11/9/2018 at 09:00 AM in Sioux Falls Courtroom 2* before U.S. District Judge Karen E. Schreier.. Signed by U.S. District Judge Karen E. Schreier on 10/26/2018. (AH) (Entered: 10/26/2018)
10/30/2018	<u>96</u>		REQUEST for Subpoena by Quentin Peter Bruguier, Jr . (Attachments: # <u>1</u> Attachment Subpoena, # <u>2</u> Attachment Subpoena, # <u>3</u> Attachment Subpoena) (Fiksdal, Melissa) (Entered: 10/30/2018)
10/31/2018	<u>99</u>		ORDER ISSUING SUBPOENAS in re <u>96</u> Request filed by Quentin Peter Bruguier, Jr. Signed by U.S. District Judge Karen E. Schreier on 10/31/2018. (KLE) (Entered: 10/31/2018)
10/31/2018	<u>100</u>		Subpoena Issued for Helen Fisher, Jennifer Zephier and Sophia James. Original subpoena and copy/copies of <u>99</u> delivered to USMS via e-mail to Sioux Falls USMS Office. (KLE) (Entered: 10/31/2018)
11/06/2018	<u>104</u>		NOTICE <i>Pursuant to Federal Rule of Evidence 609</i> by USA as to Quentin Peter Bruguier, Jr (Jhangiri, Jeremy) (Entered: 11/06/2018)

11/06/2018	<u>105</u>		MOTION IN LIMINE: Part 1: RE Victim Terminology; by Quentin Peter Bruguier, Jr. (Fiksdal, Melissa) (Entered: 11/06/2018)
11/06/2018	<u>106</u>		MEMORANDUM in Support by Quentin Peter Bruguier, Jr re <u>105</u> MOTION IN LIMINE: Part 1: RE Victim Terminology; . (Fiksdal, Melissa) (Entered: 11/06/2018)
11/06/2018	<u>107</u>		NOTICE Pursuant to Fed Rule 807 by Quentin Peter Bruguier, Jr (Fiksdal, Melissa) (Entered: 11/06/2018)
11/06/2018	<u>108</u>		MOTION to Exclude <i>Certain Evidence</i> by Quentin Peter Bruguier, Jr. (Fiksdal, Melissa) (Entered: 11/06/2018)
11/06/2018	<u>109</u>		MOTION IN LIMINE: Part 1: Re Jurisdiction of Alleged Acts; by Quentin Peter Bruguier, Jr. (Fiksdal, Melissa) (Entered: 11/06/2018)
11/06/2018	<u>110</u>		MOTION Sequester Government Witnesses by Quentin Peter Bruguier, Jr. (Fiksdal, Melissa) (Entered: 11/06/2018)
11/06/2018	<u>111</u>		MOTION Jury Questionnaires by Quentin Peter Bruguier, Jr. (Fiksdal, Melissa) (Entered: 11/06/2018)
11/06/2018	<u>112</u>		MOTION IN LIMINE: Part 1: Exclude Evidence Under Fed Rule of Evidence 413; by Quentin Peter Bruguier, Jr. (Fiksdal, Melissa) (Entered: 11/06/2018)
11/06/2018	<u>113</u>		Proposed Jury Instructions (Redacted) as to Quentin Peter Bruguier, Jr (Fiksdal, Melissa) (Entered: 11/06/2018)
11/06/2018	<u>114</u>		SECOND SUPERSEDING INDICTMENT (personal identifiers redacted) as to Quentin Peter Bruguier, Jr (1) count(s) 1ss–4ss, 5ss, 6ss–8ss, 9ss–11ss, 12ss–15ss. (Attachments: # <u>1</u> Sealed Charging Document) NOTICE REGARDING COOPERATOR INFORMATION: All plea agreements and sentencing memoranda contain a sealed supplement which includes either a statement there was cooperation or a statement there was no cooperation. It is not possible to determine from examination of docket entries whether a defendant did or did not cooperate with the government.(KLE) (Entered: 11/06/2018)
11/06/2018			Set Hearing as to Quentin Peter Bruguier, Jr: Initial Appearance on Second Superseding Indictment set for 11/8/2018 at 1:30 PM in Sioux Falls Courtroom 3 – Room 117* before US Magistrate Judge Veronica L. Duffy. (CG) (Entered: 11/06/2018)
11/06/2018	<u>115</u>		Proposed Jury Instructions as to Quentin Peter Bruguier, Jr (Jehangiri, Jeremy) (Entered: 11/06/2018)
11/06/2018	<u>116</u>		MOTION IN LIMINE: Part 1: Reference to Penalty or Punishment; Part 2: Opinions on Guilt or Innocence; Part 3: Hearsay Statements of a Defendant Offered by a Defendant; Part 4: Request for Special Agent at Counsel Table; Part 5: Request for Victims to Sit in Courtroom during Trial; Part 6: Sequestration of Witnesses; Part 7: Reciprocal Discovery; Part 8: Motion to Preclude Reference to Matters Required to be Raised by Pretrial Motion (Fed. R. Crim. P. 12(b)(3)) Part 9: Motion to Preclude Reference to United States Charging Decisions; Part 10: Reference to or Use of Any Victims Mental Health or Medical Treatment; Part 11: Exclusion of Any Evidence Regarding

		Previous Sexual Acts or Partners; Part 12: Exclusion of Any Evidence Regarding Prior Criminal Conduct; by USA as to Quentin Peter Bruguier, Jr. (Jehangiri, Jeremy) (Entered: 11/06/2018)
11/06/2018	<u>117</u>	Second MOTION for Reconsideration <i>Request for Continuance (5) and New Scheduling and Case Management Order</i> by Quentin Peter Bruguier, Jr. (Fiksdal, Melissa) (Entered: 11/06/2018)
11/06/2018	<u>118</u>	RESPONSE to Motion by USA as to Quentin Peter Bruguier, Jr re <u>117</u> Second MOTION for Reconsideration <i>Request for Continuance (5) and New Scheduling and Case Management Order</i> . (Jehangiri, Jeremy) (Entered: 11/06/2018)
11/06/2018	<u>119</u>	NOTICE Pursuant to Federal Rule of Evidence 404(b) by USA as to Quentin Peter Bruguier, Jr (Jehangiri, Jeremy) (Entered: 11/06/2018)
11/07/2018	<u>120</u>	ORDER denying <u>117</u> Second Motion for Reconsideration Continuance as to Quentin Peter Bruguier Jr. (1). Signed by U.S. District Judge Karen E. Schreier on 11/07/2018. (KLE) (Entered: 11/07/2018)
11/07/2018	<u>121</u>	SEALED MOTION by USA as to Quentin Peter Bruguier, Jr. (KLE) (Entered: 11/07/2018)
11/07/2018	<u>122</u>	ORDER granting <u>121</u> Sealed Motion as to Quentin Peter Bruguier Jr. (1). Signed by U.S. District Judge Karen E. Schreier on 11/07/2018. (KLE) (Entered: 11/07/2018)
11/07/2018	<u>123</u>	SEALED Supplement re <u>78</u> NOTICE to Offer Evidence Pursuant to Federal Rule of Evidence 413 as to Quentin Peter Bruguier, Jr. (KLE) Modified text and linkage on 11/7/2018 (SST). (Entered: 11/07/2018)
11/08/2018	<u>124</u>	Minute Entry for proceedings held before US Magistrate Judge Veronica L. Duffy: Initial Appearance as to Quentin Peter Bruguier, Jr held on 11/8/2018, Arraignment as to Quentin Peter Bruguier Jr. (1) Count 1ss-4ss,5ss,6ss-8ss,9ss-11ss,12ss-15ss held on 11/8/2018 Plea Entered: not guilty. (Court Reporter: FTR Ct #3) (CG) (Entered: 11/08/2018)
11/08/2018	<u>126</u>	Subpoena for Sophia James, Helen Fisher & Jennifer Zephier Returned Executed on 11/06/2018. (KLE) (Entered: 11/08/2018)
11/09/2018	<u>127</u>	Minute Entry for proceedings held before U.S. District Judge Karen E. Schreier: Pretrial Conference as to Quentin Peter Bruguier, Jr held on 11/9/2018. (Court Reporter: Jill Connelly) (JLS) (Entered: 11/09/2018)
11/13/2018		Minute Entry for proceedings held before U.S. District Judge Karen E. Schreier: Jury Trial Began began on 11/13/2018 as to Quentin Peter Bruguier, Jr. (Court Reporter: Jill Connelly) (DJP) (Entered: 11/14/2018)
11/13/2018	<u>129</u>	Jury List as to Quentin Peter Bruguier, Jr. (DJP) (Entered: 11/14/2018)
11/13/2018	<u>130</u>	Preliminary Jury Instructions to the Jury as to Quentin Peter Bruguier, Jr. (DJP) (Entered: 11/14/2018)
11/14/2018	131	ORAL MOTION for Subpoena for Amanda Libel by Quentin Peter Bruguier, Jr. (DJP) (Entered: 11/14/2018)
11/14/2018	132	

		ORAL ORDER granting 131 Motion for Subpoena for Amanda Libel as to Quentin Peter Bruguier Jr. (1). Signed by U.S. District Judge Karen E. Schreier on 11/14/18. (DJP) (Entered: 11/14/2018)
11/14/2018	<u>133</u>	Subpoena Issued for Amanda Libel. Original subpoena and copy/copies of 132 delivered to USMS via e-mail to Sioux Falls USMS Office. (DJP) (Entered: 11/14/2018)
11/14/2018	134	ORAL MOTION for material witness warrant for Michelle Lareen Denney by USA as to Quentin Peter Bruguier, Jr. (DJP) (Entered: 11/15/2018)
11/14/2018	135	ORAL ORDER granting 134 ORAL MOTION for material witness warrant re: Michelle Lareen Denney as to Quentin Peter Bruguier Jr. (1). Signed by U.S. District Judge Karen E. Schreier on 11/14/18. (DJP) (Entered: 11/15/2018)
11/14/2018	<u>136</u>	Material Witness Warrant Issued for Michelle Lareen Denney. Original warrant handed to agent. (DJP) (Entered: 11/15/2018)
11/14/2018		Minute Entry for proceedings held before U.S. District Judge Karen E. Schreier: Jury Trial continued on 11/14/2018 as to Quentin Peter Bruguier, Jr. (Court Reporter: Jill Connelly) (DJP) (Entered: 11/15/2018)
11/15/2018	137	ORAL MOTION for issuance of material witness warrant as to A.M.H. by Quentin Peter Bruguier, Jr. (DJP) (Entered: 11/15/2018)
11/15/2018	138	ORAL ORDER granting 137 ORAL MOTION for issuance of material witness warrant as to A.M.H. as to Quentin Peter Bruguier Jr. (1). Signed by U.S. District Judge Karen E. Schreier on 11/15/18. (DJP) (Entered: 11/15/2018)
11/15/2018	<u>141</u>	Subpoena for Amanda Libel Returned Executed on 11/14/2018. (KLE) (Entered: 11/15/2018)
11/15/2018		Minute Entry for proceedings held before U.S. District Judge Karen E. Schreier: Jury Trial continued on 11/15/2018 as to Quentin Peter Bruguier, Jr. (Court Reporter: Jill Connelly) (DJP) (Entered: 11/16/2018)
11/16/2018	<u>142</u>	Minute Entry for proceedings held before U.S. District Judge Karen E. Schreier: Jury Trial Completed on 11/16/2018 as to Quentin Peter Bruguier, Jr. (Court Reporter: Jill Connelly) (DJP) (Entered: 11/16/2018)
11/16/2018	<u>143</u>	Final Instructions to the Jury as to Quentin Peter Bruguier, Jr. (DJP) (Entered: 11/16/2018)
11/16/2018	<u>144</u>	SEALED Jury Note: Jury has reached a verdict. (DJP) (Entered: 11/16/2018)
11/16/2018	<u>145</u>	VERDICT as to Quentin Peter Bruguier Jr. (1) Guilty on Count 1ss-4ss,5ss,6ss-8ss,9ss-11ss,12ss-15ss. (DJP) (Entered: 11/16/2018)
11/16/2018	<u>146</u>	REDACTED VERDICT. Name of jury foreperson redacted. (DJP) (Entered: 11/16/2018)
11/16/2018	<u>147</u>	EXHIBIT LIST by USA, Quentin Peter Bruguier, Jr as to Quentin Peter Bruguier, Jr re <u>142</u> Jury Trial - Completed. (DJP) (Additional attachment(s) added on 3/11/2019: # <u>1</u> Exhibits) (DJP). (Entered: 11/16/2018)

11/19/2018	<u>148</u>		SENTENCING SCHEDULING ORDER as to Quentin Peter Bruguier, Jr. Sentencing set for 2/11/2019 at 02:30 PM in Sioux Falls Courtroom 2* before U.S. District Judge Karen E. Schreier.. Signed by U.S. District Judge Karen E. Schreier on 11/19/2018. (KLE) (Entered: 11/19/2018)
11/28/2018	<u>149</u>		Material Arrest Warrant Returned Executed for Anna Medicine Horn on 11/15/2018 in case as to Quentin Peter Bruguier, Jr. (KLE) (Entered: 11/28/2018)
01/09/2019	<u>150</u>		DRAFT Presentence Report as to Quentin Peter Bruguier, Jr. In a multi-defendant case, access to this document is restricted to counsel of record for the defendant and government counsel. Objections to draft PSR due by 1/23/2019. (Hubers, Brent) (Entered: 01/09/2019)
01/18/2019	<u>151</u>		SEALED OBJECTIONS by USA re <u>150</u> DRAFT Presentence Report as to Quentin Peter Bruguier, Jr. The filing attorney MUST manually serve an exact copy of this document and a copy of the NEF receipt screen on the appropriate case participants. (Jehangiri, Jeremy) (Entered: 01/18/2019)
01/22/2019	<u>152</u>		SEALED OBJECTIONS by Defendant re <u>150</u> DRAFT Presentence Report as to Quentin Peter Bruguier, Jr. The filing attorney MUST manually serve an exact copy of this document and a copy of the NEF receipt screen on the appropriate case participants. (Fiksdal, Melissa) (Entered: 01/22/2019)
02/04/2019	<u>153</u>		FINAL PRESENTENCE REPORT as to Quentin Peter Bruguier, Jr. In a multi-defendant case, access to this document is restricted to counsel of record for the defendant and government counsel. (Hubers, Brent) (Entered: 02/04/2019)
02/04/2019	<u>154</u>		ADDENDUM to <u>153</u> FINAL Presentence Report as to Quentin Peter Bruguier, Jr. In a multi-defendant case, access to this document is restricted to counsel of record for the defendant and government counsel. (Hubers, Brent) (Entered: 02/04/2019)
02/04/2019	<u>155</u>		Recommended Special Conditions as to Quentin Peter Bruguier, Jr. (Hubers, Brent) (Entered: 02/04/2019)
02/04/2019	<u>156</u>		SEALED LETTERS of Support as to Quentin Peter Bruguier, Jr. The filing attorney MUST manually serve exact copies of these documents and a copy of the NEF receipt screen on the appropriate case participants. (Fiksdal, Melissa) (Entered: 02/04/2019)
02/11/2019	<u>157</u>		SEALED Victim Impact Statement as to Quentin Peter Bruguier, Jr. The filing attorney MUST manually serve an exact copy of this document and a copy of the NEF receipt screen on the appropriate case participants. (Jehangiri, Jeremy) (Entered: 02/11/2019)
02/11/2019	<u>158</u>		Minute Entry for proceedings held before U.S. District Judge Karen E. Schreier: Sentencing held on 2/11/2019 for Quentin Peter Bruguier, Jr. (1), Counts 1ss-4ss, 5ss, 6ss-8ss, 9ss-11ss, 12ss-15ss life imprisonment on each count in counts 1ss-8ss and 12ss-15ss, 120 months imprisonment on each count in counts 9ss-11ss, all terms of imprisonment to run concurrently; 10 years supervised release on each count in counts 1ss-8ss and 12ss-15ss, 3 years supervised release on each count for counts 9ss-11ss all terms of release to run concurrently; \$100 special assessment for each count for a total of

		\$1,500; fine is waived; \$5,000 JVTA fine is waived. (Court Reporter: Jill Connelly) (JLS) (Entered: 02/11/2019)
02/12/2019	<u>159</u>	AMENDED BY ORDER OF THE COURT FINAL PRESENTENCE REPORT as to Quentin Peter Bruguier, Jr. In a multi-defendant case, access to this document is restricted to counsel of record for the defendant and government counsel. (Hubers, Brent) (Entered: 02/12/2019)
02/15/2019	<u>160</u>	JUDGMENT AND COMMITMENT as to Quentin Peter Bruguier, Jr. (1), Count(s) 1, 11-14, 11s-14s, 15s-18s, 1s, 2-4, 2s-4s, 5, 5s, 6-10, 6s-10s, Superseded; Count(s) 12ss-15ss, 1ss-4ss, 5ss, 6ss-8ss, 9ss-11ss, life imprisonment on each count in counts 1ss-8ss and 12ss-15ss, 120 months imprisonment on each count in counts 9ss-11ss, all terms of imprisonment to run concurrently; 10 years supervised release on each count in counts 1ss-8ss and 12ss-15ss, 3 years supervised release on each count for counts 9ss-11ss all terms of release to run concurrently; \$100 special assessment for each count for a total of \$1,500; fine is waived; \$5,000 JVTA fine is waived.. Signed by U.S. District Judge Karen E. Schreier on 02/15/2019. (KLE) (Entered: 02/15/2019)
02/15/2019	<u>161</u>	STATEMENT OF REASONS as to Quentin Peter Bruguier, Jr. Signed by U.S. District Judge Karen E. Schreier on 02/15/2019. (KLE) (Entered: 02/15/2019)
02/21/2019	<u>162</u>	NOTICE OF APPEAL by Quentin Peter Bruguier, Jr re <u>160</u> Judgment and Commitment,.. (Includes a request to waive the appellate filing fee.) (Fiksdal, Melissa) (Entered: 02/21/2019)
02/22/2019	<u>163</u>	TRANSMITTAL of Notice of Appeal to 8th Circuit Court of Appeals re <u>162</u> Notice of Appeal – Final Judgment as to Quentin Peter Bruguier, Jr. (SST) (Entered: 02/22/2019)
02/25/2019	<u>164</u>	USCA Case Number and Criminal Appeal Briefing Schedule as to Quentin Peter Bruguier, Jr re <u>162</u> Notice of Appeal – Final Judgment. USCA Case Number: 19-1375. APPEAL RECORD, including PSI, Statement of Reasons, Transcripts, and Exhibits due by 3/18/2019. (Attachments: # <u>1</u> briefing schedule)(TAL) (Entered: 02/25/2019)
03/25/2019	167	CJA 20 as to Quentin Peter Bruguier, Jr: Authorization to Pay Melissa Fiksdal. Amount: \$29,890.73, Voucher #0869.0662784. Signed by U.S. District Judge Karen E. Schreier. (KG) (Entered: 03/25/2019)
04/04/2019	168	CJA 20 as to Quentin Peter Bruguier, Jr: Authorization to Pay Douglas W. Thesenvitz. Amount: \$6,349.20, Voucher #0869.0587422. Signed by U.S. District Judge Karen E. Schreier. (KG) (Entered: 04/04/2019)
04/15/2019	<u>169</u>	Appeal Record as to Quentin Peter Bruguier, Jr sent to US Court of Appeals re <u>162</u> Notice of Appeal – Final Judgment. (Exhibits only). (SRA) (Entered: 04/15/2019)
04/22/2019	<u>170</u>	Appeal Record as to Quentin Peter Bruguier, Jr sent to US Court of Appeals re <u>162</u> Notice of Appeal – Final Judgment. (SLT) (Entered: 04/22/2019)
04/24/2019	<u>171</u>	TRANSCRIPT of Proceedings as to Quentin Peter Bruguier, Jr re <u>127</u> Pretrial Conference, Terminate Motions held on 11-9-2018 before Judge Karen E. Schreier. Court Reporter: Jill Connelly, Telephone number 605-330-6669.

		Transcript may be viewed at the Clerk's Office public terminal or purchased through the Court Reporter before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. The parties have twenty-one (21) calendar days to file a Redaction Request of this transcript. Release of Transcript Restriction set for 7/24/2019. (Connelly, Jill) (Entered: 04/24/2019)
04/24/2019	<u>172</u>	TRANSCRIPT of Proceedings as to Quentin Peter Bruguier, Jr re <u>142</u> Jury Trial – VOL. I of IV – Completed – held on November 13, 14, 15, & 16, 2018, before Judge Karen E. Schreier. Court Reporter: Jill Connelly, Telephone number 605-330-6669. Transcript may be viewed at the Clerk's Office public terminal or purchased through the Court Reporter before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. The parties have twenty-one (21) calendar days to file a Redaction Request of this transcript. Release of Transcript Restriction set for 7/24/2019. (Attachments: # <u>1</u> Attachment VOL. II of IV, 11-14-18, # <u>2</u> Attachment VOL. III of IV, 11-15-18, # <u>3</u> Attachment VOL. IV of IV, 11-16-18) (Connelly, Jill) (Entered: 04/24/2019)
04/24/2019	<u>173</u>	RESTRICTED TRANSCRIPT of Proceedings as to Quentin Peter Bruguier, Jr re <u>158</u> Sentencing, held on 2-11-2019 before Judge Karen E. Schreier. Court Reporter: Jill Connelly, Telephone number 605-330-6669. The parties have twenty-one (21) calendar days to file a Redaction Request of this transcript. (Connelly, Jill) (Entered: 04/24/2019)
04/24/2019	<u>174</u>	PUBLIC TRANSCRIPT of Proceedings as to Quentin Peter Bruguier, Jr re <u>158</u> Sentencing, held on 2-11-2019 before Judge Karen E. Schreier. Court Reporter: Jill Connelly, Telephone number 605-330-6669. The parties have twenty-one (21) calendar days to file a Redaction Request of this transcript. Release of Transcript Restriction set for 7/24/2019. (Connelly, Jill) (Entered: 04/24/2019)
04/25/2019	<u>175</u>	Appeal Record (Transcripts) as to Quentin Peter Bruguier, Jr sent to US Court of Appeals re <u>162</u> Notice of Appeal – Final Judgment. (SLT) (Entered: 04/25/2019)
05/07/2019	<u>176</u>	Transcript Redaction Request in case as to Quentin Peter Bruguier, Jr re: Transcript <u>174</u> , <u>172</u> filed by attorney Melissa A. Fiksdal. (Fiksdal, Melissa) (Entered: 05/07/2019)
05/15/2019	<u>177</u>	REDACTED Transcript re <u>172</u> Transcript, Vol. I – REDACTED, in case as to Quentin Peter Bruguier, Jr. (Attachments: # <u>1</u> Attachment Vol. II – REDACTED, # <u>2</u> Attachment Vol. III – REDACTED, # <u>3</u> Attachment Vol. IV – REDACTED) (Connelly, Jill) (Entered: 05/15/2019)
05/15/2019	<u>178</u>	REDACTED Transcript re <u>174</u> Public Transcript, in case as to Quentin Peter Bruguier, Jr. (Connelly, Jill) (Entered: 05/15/2019)
05/17/2019	179	CJA 24 as to Quentin Peter Bruguier, Jr: Authorization to Pay Jill M. Connelly \$3,135.35 for Transcript, Voucher #0869.0792830. Signed by U.S. District Judge Karen E. Schreier. (KG) (Entered: 05/17/2019)
06/09/2020	<u>180</u>	OPINION of USCA as to Quentin Peter Bruguier, Jr affirming the District Court re <u>160</u> Judgment and Commitment,, (TAL) (Entered: 06/09/2020)

06/09/2020	<u>181</u>		JUDGMENT of USCA issued in accordance with COA opinion as to <u>162</u> Notice of Appeal – Final Judgment filed by Quentin Peter Bruguier, Jr. (TAL) (Entered: 06/09/2020)
06/30/2020	<u>182</u>		MANDATE from 8th Circuit COA as to Quentin Peter Bruguier, Jr affirming the District Court re <u>162</u> Notice of Appeal – Final Judgment. (TAL) (Entered: 06/30/2020)
01/29/2021	<u>183</u>		MOTION to Extend Time to File by Quentin Peter Bruguier, Jr. (MSB) (Entered: 01/29/2021)
01/29/2021	<u>184</u>	17	ORDER denying <u>183</u> Motion to Extend as to Quentin Peter Bruguier Jr. (1). Signed by U.S. District Judge Karen E. Schreier on 01/29/2021. Sent to Defendant via USPS on 01/29/2021.(MSB) (Entered: 01/29/2021)
02/11/2021	<u>185</u>	20	NOTICE OF APPEAL by Quentin Peter Bruguier, Jr re <u>184</u> Order on Motion to Extend. (MSB) (Entered: 02/11/2021)
02/11/2021	<u>186</u>	24	TRANSMITTAL of Notice of Appeal to 8th Circuit Court of Appeals re <u>185</u> Notice of Appeal as to Quentin Peter Bruguier, Jr. <hr/> Transcript Requests: Attorneys appointed pursuant to the Criminal Justice Act (CJA) should order transcripts through eVoucher. All others should complete the Transcript Order Form on the District Court's website located at https://www.sdd.uscourts.gov/content/transcript-order . (MSB) (Entered: 02/11/2021)

UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH DAKOTA
SOUTHERN DIVISION

UNITED STATES OF AMERICA, <div style="text-align: center;">Plaintiff,</div> <div style="text-align: center;">vs.</div> QUENTIN PETER BRUGUIER, JR. <div style="text-align: center;">Defendant.</div>	<div style="text-align: right;">4:17-CR-40088-KES</div> <div style="text-align: center; padding-top: 20px;"> ORDER DENYING MOTION FOR EXTENSION OF TIME TO FILE § 2255 ACTION </div>
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Defendant, Quentin Peter Bruguier, Jr., moves for an extension of time to file his 28 U.S.C. § 2255 action. Docket 183. Bruguier argues that due to COVID-19 the facility has been on “controlled movements[.]” *Id.*

Bruguier has not cited, and the court is not independently aware of, any legal authority that would allow the court to grant Bruguier the relief he is requesting. 28 U.S.C. § 2255 does not authorize a district court to extend the one-year deadline for filing a post-conviction motion under that statute.

In *Green v. United States*, 260 F.3d 78, 82 (2d Cir. 2001), the Second Circuit Court of Appeals held that “a federal court lacks jurisdiction to consider the timeliness of a § 2255 petition until a petition is actually filed,” because in the absence of an actual petition, “there is no case or controversy to be heard, and any opinion . . . on the timeliness issue would be merely advisory.” *Id.* (quoting *United States v. Leon*, 203 F.3d 162, 164 (2d Cir. 2000)); see also *United States v. McFarland*, 125 F. App’x 573 (5th Cir. 2005); *Reed v. United*

States, 13 F. App'x 311 (6th Cir. 2001); *United States v. Anderson*, 2007 WL 2973838 (D. Minn. 2007).

But the Second Circuit also held in *Green* that “[w]here a motion, nominally seeking an extension of time, contains allegations sufficient to support a claim under section 2255, a district court is empowered, and in some instances may be required, . . . to treat that motion as a substantive motion for relief under section 2255.” 260 F.3d at 83. The Court concluded:

Irrespective of when a prisoner files a motion for extension of time, the district court must first determine whether the motion contains allegations supporting a claim for relief under section 2255. If it does, the district court should construe it as such, and then decide whether the motion is timely. If it does not, the district court has no jurisdiction . . . to consider the motion.

Id.

Here, Bruguier’s motion for extension of time does not identify any potential grounds for relief that he might raise in a § 2255 petition. As noted in *Green*, a “motion under section 2255 must ‘specify all the grounds for relief which are available to the movant and of which he has or, by the exercise of reasonable diligence, should have knowledge and shall set forth in summary form the facts supporting each of the grounds thus specified.’” *Id.* (citation omitted). Bruguier has not provided any information whatsoever about what his potential grounds for § 2255 relief may be. Thus, the court concludes that even after applying a liberal construction to Bruguier’s pro se filing, the present motion for an extension cannot be construed to actually be a § 2255 motion. As a result, after applying *Green*, the court finds that it lacks jurisdiction over

Bruguier's motion for an extension. If Bruguier files a § 2255 motion, the court will then consider and rule on whether the motion is timely. Thus, it is

ORDERED that Bruguier's motion for extension of time (Docket 183) is denied.

DATED January 29, 2021.

BY THE COURT:

/s/ Karen E. Schreier

KAREN E. SCHREIER
UNITED STATES DISTRICT JUDGE

UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH DAKOTA
SOUTHERN DIVISION

United States of America,
Plaintiff,

4:17-CR-40088-KES

vs.

Notice of APPEAL

Quentin Peter Bruguier, JR.,
Defendant.

I do hereby give notice of Appeal to the District
Court that Quentin Peter Bruguier Jr. is appealing to
the U.S. Court of Appeals the Final Judgment of the
U.S. Court of Appeals due to 28 U.S.C. 2255.

Submitted,

Date: FEB. 4TH, 2021

Quentin P. Bruguier Jr.
Quentin P. Bruguier Jr.

Certificate of Compliance

I do hereby certify that the Notice of Appeal
was deposited into the Institutional Legal Mail System
on February 4, 2021 postage pre-paid.

DATED FEB. 4TH 2021

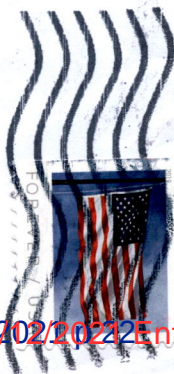
Quentin P. Bauguiera Jr.

Quint P. Bauguiera Jr.

Quentin Bruguier Jr.
07587-073
United States Penitentiary Tucson
P.O. Box 24550
Tucson, AZ. 85734

United States District Court
District of South Dakota
Office of the Clerk
460 S. Phillips Ave. RM 128
Sioux Falls, S.D. 57104-6851

PHOENIX AZ 852
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**United States District Court
District of South Dakota**

United States Courthouse
Office of the Clerk
400 South Phillips, Room 128
Sioux Falls, SD 57104

Matthew W. Thelen
Clerk of Court

Telephone
(605) 330-6600

2/11/2021

TRANSMITTAL OF NOTICE OF APPEAL IN A CRIMINAL CASE
(Prepare a separate Transmittal Form for each defendant.)

1. **Case Number & Title:** 4:17-cr-40088-KES-1
USA v. Bruguier
2. **Defendant:** Quentin Peter Bruguier, Jr.

Prisoner Registry No.: 07587-073

Prisoner's Address: United States Penitentiary Tucson
PO Box 24550
Tucson, AZ 85734

Is Defendant incarcerated? Yes
3. **Date Notice of Appeal filed:** 02/11/2021
4. **Sentence imposed:** Counts 1ss – 4ss: life imprisonment on each count in counts 1ss-8ss and 12ss-15ss, 120 months imprisonment on each count in counts 9ss-11ss, all terms of imprisonment to run concurrently; 10 years supervised release on each count in counts 1ss-8ss and 12ss-15ss, 3 years supervised release on each count for counts 9ss-11ss all terms of release to run concurrently; \$100 special assessment for each count for a total of \$1,500; fine is waived; \$5,000 JVT A fine is waived.

Count 5ss: life imprisonment on each count in counts 1ss-8ss and 12ss-15ss, 120 months imprisonment on each count in counts 9ss-11ss, all terms of imprisonment to run

concurrently; 10 years supervised release on each count in counts 1ss-8ss and 12ss-15ss, 3 years supervised release on each count for counts 9ss-11ss all terms of release to run concurrently; \$100 special assessment for each count for a total of \$1,500; fine is waived; \$5,000 JVT A fine is waived.

Counts 6ss – 8ss: life imprisonment on each count in counts 1ss-8ss and 12ss-15ss, 120 months imprisonment on each count in counts 9ss-11ss, all terms of imprisonment to run concurrently; 10 years supervised release on each count in counts 1ss-8ss and 12ss-15ss, 3 years supervised release on each count for counts 9ss-11ss all terms of release to run concurrently; \$100 special assessment for each count for a total of \$1,500; fine is waived; \$5,000 JVT A fine is waived.

Counts 9ss – 11ss: life imprisonment on each count in counts 1ss-8ss and 12ss-15ss, 120 months imprisonment on each count in counts 9ss-11ss, all terms of imprisonment to run concurrently; 10 years supervised release on each count in counts 1ss-8ss and 12ss-15ss, 3 years supervised release on each count for counts 9ss-11ss all terms of release to run concurrently; \$100 special assessment for each count for a total of \$1,500; fine is waived; \$5,000 JVT A fine is waived.

Counts 11s – 14s: Superseded

Counts 12ss – 15ss: life imprisonment on each count in counts 1ss-8ss and 12ss-15ss, 120 months imprisonment on each count in counts 9ss-11ss, all terms of imprisonment to run concurrently; 10 years supervised release on each count in counts 1ss-8ss and 12ss-15ss, 3 years supervised release on each count for counts 9ss-11ss all terms of release to run concurrently; \$100 special assessment for each count for a total of \$1,500; fine is waived; \$5,000 JVT A fine is waived.

- Date sentence imposed:** 02/11/2019
5. **Co-Defendant(s) and case numbers:** N/A
- Have any Co-Defendants filed a Notice of Appeal?** N/A
- If yes, date Notice of Appeal and USCOA Case#:** N/A
6. **Date of Plea/Verdict:** 11/16/2018
- If case went to trial, length of trial:** 4 Days
7. **Court Reporter:** N/A
8. **Assistant U.S. Attorney:** **Jeremy R. Jehangiri**
U.S. Attorney's Office (Sioux Falls, SD)
PO Box 2638
Sioux Falls, SD 57101-2638
(605) 330-4400
9. **Defense Counsel:** Pro Se
- Was defense counsel appointed/retained?** N/A
- Is there any reason why defense counsel should not be appointed on appeal?** N/A
10. **If counsel has been retained, has the filing fee been paid?** N/A
11. **Is there a pending motion for IFP?** No.
- If yes, date motion for IFP was filed and document number:** N/A
12. **Are there any other pending motions?** No
- If yes, list pending motions and document numbers:** N/A

13. **Does this case involve minor victims
or child porn?**

Yes

14. **Additional comments:**

Appeal of Doc. # 184: Order Denying Motion
to Extend.

MATTHEW W. THELEN,
CLERK